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8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA

11 LARRY McIVER,

Case No. 08cv0132 IEG (WMc)

12 Plaintiff,

13 v.

**NOTICE OF VOLUNTARY
DISMISSAL**

14 TARGET CORPORATION, et al.,

15 Defendants.
16 _____/

1 TO THE COURT AND ALL PARTIES:

2 Plaintiff, LARRY McIVER, hereby requests that pursuant to FRCP 41 (a)(1),
3 the Court dismiss the above entitled action, without prejudice, **as to defendant**
4 **APPLEBEE'S RESTAURANTS WEST, LLC dba APPLEBEE'S**
5 **NEIGHBORHOOD BAR & GRILL #5711 only.**

6 Nothing in this request shall be construed to affect plaintiff's complaint and
7 claims in the above referenced case against defendants other than defendant
8 APPLEBEE'S RESTAURANTS WEST, LLC dba APPLEBEE'S NEIGHBORHOOD
9 BAR & GRILL #5711.

10 Dated: April 29, 2008

DISABLED ADVOCACY GROUP, APLC

12 /s/ Lynn Hubbard, III, Esquire
13 LYNN HUBBARD, III
14 Attorney for Plaintiff Larry McIver